

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

TIG INSURANCE COMPANY,  
as successor-in-interest to  
TRANSAMERICA INSURANCE COMPANY,

Petitioner,

-against-

FIRST STATE INSURANCE COMPANY,

Respondent.

**CIVIL ACTION NO.**

04 - 12729


**NOTICE OF PETITION TO CONFIRM AN ARBITRATION AWARD**

**PLEASE TAKE NOTICE** that, upon the annexed Petition to Confirm, dated December 30, 2004, and the exhibits thereto, and the accompanying Memorandum of Law, petitioner, TIG Insurance Company, as successor-in-interest to Transamerica Insurance Company ("TIG"), will petition this Court, on the 28<sup>th</sup> day of January, 2005, at the District Court, 1 Courthouse Way, Boston, Massachusetts, at 9:30 a.m., or as soon thereafter as counsel can be heard, for an order and judgment pursuant to section 9 of the United States Arbitration Act, 9 U.S.C. § 1 et seq., (a) confirming an arbitration award dated January 30, 2004, as supplemented by the arbitrators on August 13, 2004 (collectively, the "Final Award"), (b) entering judgment thereon and (c) granting TIG such other and further relief as may seem just and equitable.

**PLEASE TAKE FURTHER NOTICE** that failure to timely appear and defend may result in a judgment of default against First State Insurance Company for the relief demanded by TIG.

Date: December 30, 2004

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